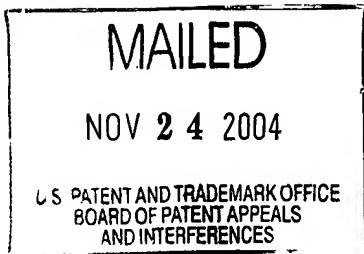


UNITED STATES PATENT AND TRADEMARK OFFICE



BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte YANNICK VINCENT

Application No. 10/015,965

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on November 2, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing are identified below:

Appellant filed a Reply Brief on October 18, 2004, as well as a duplicate Reply Brief on October 19, 2004. According to § 1208.03 of the Manual of Patent Examining Procedure (MPEP) :

[A]ppellant may file a reply brief to an examiner's answer or a supplemental examiner's answer within two months from the date of such examiner's answer or supplemental examiner's answer. . . . The primary examiner must either acknowledge receipt and entry of the reply brief or withdraw the final rejection and reopen prosecution to respond to the reply brief.

A review of the file reveals that the examiner has not responded to appellant's Reply Brief.

Accordingly, it is

ORDERED that the application is returned to the examiner to respond to appellant's Reply Brief, and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

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DMS/clm/pb
RA05-0091